

City of
HUNTINGTON PARK California

September 22, 2014

Los Angeles County
Board of Supervisors
Attn: Sachi A. Hamai, Executive Officer
Kenneth Hahn Hall of Administration
500 West Temple Street, Room 383
Los Angeles, CA 90012

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

37 October 7, 2014

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Re: City of Huntington Park's General Municipal Election – March 3, 2015

Dear Ms. Hamai:

Enclosed you will find certified copies of the adopted resolutions. At a Regular Meeting of the City of Huntington Park City Council held Monday, July 21, 2014, the following enclosed Resolution was adopted for the City of Huntington Park's General Municipal Election to be held March 3, 2015:

Resolution No. 2014-21 - A Resolution of the City Council of the City of Huntington Park, California, Calling a General Municipal Election to be held on Tuesday, March 3, 2015, for the Election of Certain Officers and Requesting the Board of Supervisors of the County of Los Angeles to Consolidate the Election with any and all Elections also Called to be held on March 3, 2015, Insofar as said Elections are to be held in the same Territory or in Territory that is in part the same as the Territory of the City of Huntington Park; and

City of Huntington Park
General Municipal Election – March 3, 2015
Page 2 of 2

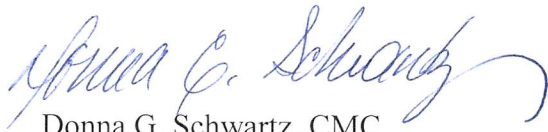
At a Special Meeting of the City of Huntington Park City Council held Wednesday, September 16, 2014, the following enclosed Resolutions were adopted for the City of Huntington Park's General Municipal Election to be held March 3, 2015:

Resolution No. 2014-30 - A Resolution of the City Council of the City of Huntington Park, California, Adopting Regulations for Candidates for Elective Office Pertaining to Candidates' Statements Submitted to the Voters at an Election to be held on Tuesday, March 3, 2015; and

Resolution No. 2014-31 - A Resolution of the City Council of the City of Huntington Park, California, Providing for the Conduct of a Special Runoff Election for Elective Offices in the Event of a Tie Vote at any Municipal Election.

If you have any questions or require additional information, please contact me at (323) 584-6230 or DSchwartz@hpcg.gov. Thank you in advance for your assistance.

Sincerely,

A handwritten signature in blue ink, appearing to read "Donna G. Schwartz", with a stylized flourish extending from the end.

Donna G. Schwartz, CMC
Interim City Clerk

Enclosures

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1 **NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF HUNTINGTON**
2 **PARK DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:**

3 1. That pursuant to the requirements of the laws of the State of California
4 relating to general law cities, there is called and ordered to be held in the City of
5 Huntington Park, California on Tuesday, March 3, 2015, a General Municipal Election for
6 the purpose of electing three (3) members of the City Council for the full term of four
7 years.

8 2. That the City Council hereby orders the election to be consolidated with any
9 and all elections also called to be held on March 3, 2015, insofar as said elections are to
10 be held in the same territory or in territory that is in part the same as the territory of the
11 City of Huntington Park and requests that the Board of Supervisors of the County of Los
12 Angeles order such consolidation under Elections Code Sections 10401, 10402 and
13 10403.

14 3. That the City Council hereby requests the Board of Supervisors of the
15 County of Los Angeles to permit the Los Angeles County Elections Department to
16 provide any and all services necessary for conducting the election and agrees to pay for
17 said services.

18 4. The County Election Department is authorized to canvass the returns of the
19 General Municipal Election. The election shall be held in all respects as if there only one
20 election.

21 5. That the polls for the election shall be open at seven o'clock a.m. of the day
22 of the election and shall remain open continuously from that time until eight o'clock p.m.
23 of the same day when the polls shall be closed, pursuant to Election Code Section
24 10242, except as provided in Section 14401 of the Elections Code of the State of
25 California.

26 6. That in all particulars not recited in this Resolution, the election shall be
27 held and conducted as provided by law for holding municipal elections.

28 7. That notice of the time and place of holding the election is given and the

1 City Clerk is authorized, instructed and directed to give further or additional notice of the
2 election, in time, form and manner as required by law.

3 8. That the City Clerk is hereby authorized and directed to file a certified copy
4 of this Resolution with the Board of Supervisors and the County Clerk of Los Angeles
5 County.

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9 **PASSED, APPROVED AND ADOPTED this 21st day of July, 2014.**

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Rosa E. Perez, Mayor

14 ATTEST:

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16 Yesenia Gomez, Acting Jr. Deputy City Clerk
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3 ATTEST:

4 STATE OF CALIFORNIA)
5 COUNTY OF LOS ANGELES) SS
6 CITY OF HUNTINGTON PARK)

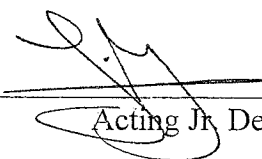
7 I, Yesenia Gomez, Acting Jr. Deputy City Clerk of the City of Huntington Park, California,
8 do hereby certify that the whole number of members of the City Council of said City is five; that
9 the foregoing Resolution, being Resolution No. 2014-21 was duly passed and adopted by the City
10 Council of the City of Huntington Park, approved and signed by the Mayor of said City, and
11 attested to by the Acting Jr. Deputy City Clerk of said City, all at a regular meeting of the City
12 Council held on the 21st day of July, 2014, and that the same was so passed and adopted by the
13 following vote, to wit:

14 AYES: Council Members – Amezquita, Perez, Gomez, Hernandez, Macias

15 NOES: Council Members – None

16 ABSENT: Council Members – None

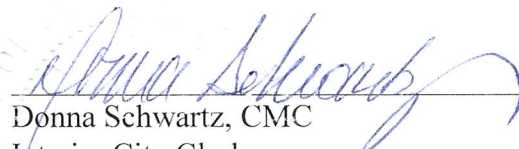
17 ABSTAIN: Council Members – None
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22 _____
23 Acting Jr. Deputy City Clerk
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6 STATE OF CALIFORNIA)
7 COUNTY OF LOS ANGELES) SS
8 CITY OF HUNTINGTON PARK)
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11 I, Donna Schwartz, Interim City Clerk of the City of Huntington Park, do hereby certify
12 that the following is a full, true and correct copy of Resolution No. 2014-21, which was
13 passed and adopted by the City Council of said City at a regular meeting thereof, held on
14 the 21st day of July, 2014 and which is on file in my office.
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17 IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this
18 22nd day of September, 2014.
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21 Donna Schwartz, CMC
22 Interim City Clerk
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**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
HUNTINGTON PARK, CALIFORNIA, ADOPTING
REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE
PERTAINING TO CANDIDATES' STATEMENTS SUBMITTED
TO THE VOTERS AT AN ELECTION TO BE HELD ON
TUESDAY, MARCH 3, 2015**

WHEREAS, § 13307 of the Elections Code of the State of California regulates candidates' statements and provides that the governing body of any local agency may adopt regulations pertaining to the recovery of certain costs associated with the printing, handling, translation and mailing of candidate statements as filed pursuant to § 13307, including costs incurred as a result of complying with the federal Voting Rights Act of 1965, as amended.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. GENERAL PROVISIONS.

A. Pursuant to § 13307 of the Elections Code of the State of California, each candidate for elective office to be voted for at an Election to be held in the City of Huntington Park ("City") on March 3, 2015 may prepare a candidate's statement on an appropriate form provided by the City Clerk. The statement may include the name, age and occupation of the candidate and a brief description of no more than 200 words of the candidate's education and qualifications expressed by the candidate himself or herself. The statement shall not include party affiliation of the candidate, nor membership or activity in partisan political organizations. The statement shall be filed in typewritten form in the office of the City Clerk at the time the candidate's nomination papers are filed. The statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00 p.m. of the next working day after the close of the nomination period.

B. Candidates should be advised of the holding in *Dean v. Superior Court* (1998) 62 Cal.App.4th 638, which holds that a statement prepared by a candidate for inclusion in the voter pamphlet may not include comments or statements concerning the qualifications (or alleged lack

1 of qualifications) of one's opponents. Candidates should seek the advice of private legal counsel
2 if unsure as to whether their candidate statement does or does not comply with applicable law
3 before filing.

4 **SECTION 2. FOREIGN LANGUAGE POLICY.**

5 A. Pursuant to the Voting Rights Act of 1965 (42 U.S.C. § 1973), the City is required
6 to translate candidates' statements into the following language: Spanish.

7 B. Pursuant to the Voting Rights Act of 1965, as amended, the City shall translate
8 the candidate's statement, at the candidate's request, into any of the following languages, which
9 are designated as minority languages for the County of Los Angeles as a political subdivision
10 covered by section 203 of the Voting Rights Act of 1965, as amended: Chinese, Filipino,
11 Japanese, Korean, and Vietnamese. Such translations shall be sent only to voters who have
12 requested translated material and shall be available upon request in the office of the City Clerk.

12 C. The City Clerk shall:

- 13 1. Have all candidates' statements translated into the languages specified in
14 (A) above.
- 15 2. Print all translations of all candidates' statements in the main voter
16 pamphlet. The main voter pamphlet will be in English and Spanish.
- 17 3. Have all translations made available upon request in the office of the City
18 Clerk.

18 **SECTION 3. PAYMENT.**

19 A. Translations:

- 20 1. The candidate shall be required to pay for the cost of translating the
21 candidate's statement into any required foreign language as specified in
22 (A) of Section 2 above pursuant to California Elections Code § 13307.
- 23 2. The candidate shall be required to pay for the cost of translating the
24 candidate's statement into any foreign language that is not required as
25 specified in (A) of Section 2 above, pursuant to California Elections Code
§ 13307 and the Voting Rights Act of 1965, as amended, but is requested

1 as an option by the candidate pursuant to subsection (B) of Section 2
2 above.

3 B. Printing:

- 4 1. The candidate shall be required to pay for the cost of printing the
5 candidate's statement in English in the main voter pamphlet.
- 6 2. The candidate shall be required to pay for the cost of printing the
7 candidate's statement in a foreign language required in (A) of Section 2
8 above, in the main voter pamphlet.
- 9 3. The candidate shall be required to pay for the cost of printing the
10 candidate's statement in a foreign language requested by the candidate per
11 (B) of Section 2 above, in the main voter pamphlet.

12 The City Clerk shall estimate the total cost of printing, handling, translating, and mailing
13 the candidate's statement filed pursuant to this section, including costs incurred as a result of
14 complying with the Voting Rights Act of 1965 (as amended), and require each candidate filing a
15 statement to pay in advance to the local agency his or her estimated pro rata share as a condition
16 of having his or her statement included in the voter's pamphlet. In the event the estimated
17 payment is required, the estimate is just an approximation of the actual cost that varies from one
18 election to another election and may be significantly more or less than the estimate, depending
19 on the actual number of candidates filing statements. Accordingly, the City Clerk is not bound
20 by the estimate and may, on a pro rata basis, bill the candidate for additional actual expense or
21 refund any excess paid depending on the final actual cost. In the event of underpayment, the
22 City Clerk may require the candidate to pay the balance of the cost incurred. In the event of
23 overpayment, the City Clerk shall prorate the excess amount among the candidates and refund
24 the excess amount paid within 30 days of the election.

25 **SECTION 4. ADDITIONAL MATERIALS.** No candidate will be permitted to
include additional materials in the sample ballot package.


SECTION 5. The City Clerk shall provide each candidate or the candidate's
representative a copy of this Resolution at the time nominating petitions are issued.

SECTION 6. All previous resolutions establishing council policy on payment for candidates' statements are repealed.

SECTION 7. This resolution shall apply only to the election to be held on March 3, 2015 and shall then be repealed.


SECTION 8. The City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.


PASSED, APPROVED AND ADOPTED this 17th day of September 2014.


Rosa E. Perez, Mayor

ATTEST:

APPROVED AS TO FORM:


Donna G. Schwartz, CMC
Interim City Clerk


Isabel Birrueta
City Attorney

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4 STATE OF CALIFORNIA)
5 COUNTY OF LOS ANGELES) SS
6 CITY OF HUNTINGTON PARK)


7 I, Donna Schwartz, Interim City Clerk of the City of Huntington Park, California, do hereby
8 certify that the whole number of members of the City Council of said City is five; that the
9 foregoing Resolution, being Resolution No. 2014-30 was duly passed and adopted by the City
10 Council of the City of Huntington Park, approved and signed by the Mayor of said City, and
11 attested to by the Interim City Clerk of said City, all at a special meeting of the City Council held
12 on the 17th day of September, 2014, and that the same was so passed and adopted by the following
13 vote, to wit:

14 AYES: Council Member(s): Amezquita, Gomez, Hernandez, Vice Mayor Macias,
Mayor Perez

15 NOES: Council Member(s): None

16 ABSENT: Council Member(s): None

17 ABSTAIN: Council Member(s): None
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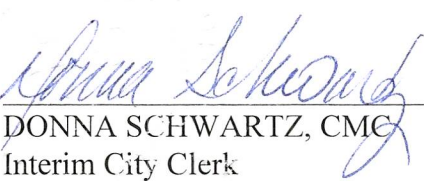
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22 Donna G. Schwartz, CMC
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STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF HUNTINGTON PARK)

I, DONNA SCHWARTZ, CMC, Interim City Clerk of the City of Huntington Park, do hereby certify that the following is a full, true and correct copy of Resolution No. 2014-30, which was passed and adopted by the City Council of said City at a special meeting thereof, held on the 17th day of September, 2014 and which is on file in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 22nd day of September, 2014.



DONNA SCHWARTZ, CMC
Interim City Clerk

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**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
HUNTINGTON PARK, CALIFORNIA, PROVIDING FOR THE
CONDUCT OF A SPECIAL RUNOFF ELECTION FOR
ELECTIVE OFFICES IN THE EVENT OF A TIE VOTE AT
ANY MUNICIPAL ELECTION**

WHEREAS, a General Municipal Election is to be held in the City of Huntington Park, California on Tuesday, March 3, 2015; and

WHEREAS, § 15651(b) of the Elections Code of the State of California authorizes the City Council, by majority vote, to adopt provisions to require the conduct of a Special Runoff Election to resolve a tie vote involving those candidates who received an equal number of votes and the highest number of votes for an elective office.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF HUNTINGTON PARK, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

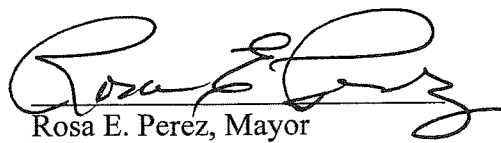
SECTION 1. That pursuant to § 15651(b) of the Elections Code of the State of California, if any two or more persons receive an equal and the highest number of votes for an office to be voted for within the City, there shall be held within the City a Special Runoff Election to resolve the tie vote. A Special Runoff Election shall be called and held on a Tuesday not less than 40 nor more than 125 days after the administrative or judicial certification of the election which resulted in a tie vote.

SECTION 2. That this resolution shall apply only to the election to be held on Tuesday, March 3, 2015 and shall then be repealed.

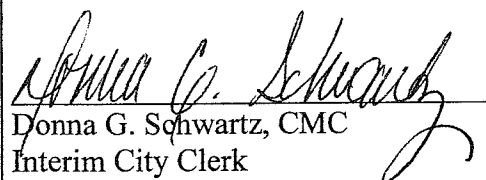
SECTION 3. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED this 17th day of September 2014.

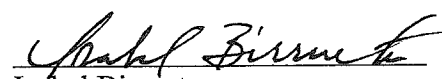
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Rosa E. Perez, Mayor

ATTEST:


Donna G. Schwartz, CMC
Interim City Clerk

APPROVED AS TO FORM:


Isabel Birrueta
City Attorney

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4 STATE OF CALIFORNIA)
5 COUNTY OF LOS ANGELES) SS
6 CITY OF HUNTINGTON PARK)


7 I, Donna Schwartz, Interim City Clerk of the City of Huntington Park, California, do hereby
8 certify that the whole number of members of the City Council of said City is five; that the
9 foregoing Resolution, being Resolution No. 2014-31 was duly passed and adopted by the City
10 Council of the City of Huntington Park, approved and signed by the Mayor of said City, and
11 attested to by the Interim City Clerk of said City, all at a special meeting of the City Council held
12 on the 17th day of September, 2014, and that the same was so passed and adopted by the following
13 vote, to wit:

14 AYES: Council Member(s): Amezquita, Gomez, Hernandez, Vice Mayor Macias,
Mayor Perez

15 NOES: Council Member(s): None

16 ABSENT: Council Member(s): None

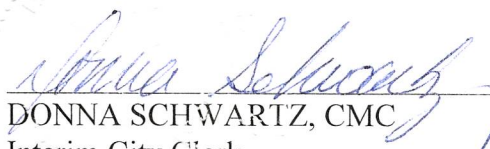
17 ABSTAIN: Council Member(s): None
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22 Donna G. Schwartz, CMC
23 Interim City Clerk
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6 STATE OF CALIFORNIA)
7 COUNTY OF LOS ANGELES) SS
8 CITY OF HUNTINGTON PARK)
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11 I, DONNA SCHWARTZ, CMC, Interim City Clerk of the City of Huntington Park, do
12 hereby certify that the following is a full, true and correct copy of Resolution No. 2014-31,
13 which was passed and adopted by the City Council of said City at a special meeting thereof,
14 held on the 17th day of September, 2014 and which is on file in my office.
15

16
17 IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this
18 22nd day of September, 2014.
19

20 
21 DONNA SCHWARTZ, CMC
22 Interim City Clerk
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